

1 **ROBERT L. MEZZETTI II, 114282**
2 **CAITLIN G. WHITWELL, 238013**
3 **MEZZETTI LAW FIRM, INC.**
4 31 East Julian Street
5 San Jose, California 95112
6 (408) 279-8400

7 Attorneys for Plaintiff
8 JOSEPH C. MONTANA JR.

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN JOSE DIVISION

12 JOSEPH C. MONTANA, JR.)

13 Plaintiff,)

14 v.)

15 KIM MOSES, HERITAGE AUCTION, INC.,)
16 and DOES 1 through 25 inclusive,)

17 Defendants.)

Case No. C 08 02324 BZ

REQUEST FOR DISMISSAL OF ACTION
WITHOUT PREJUDICE

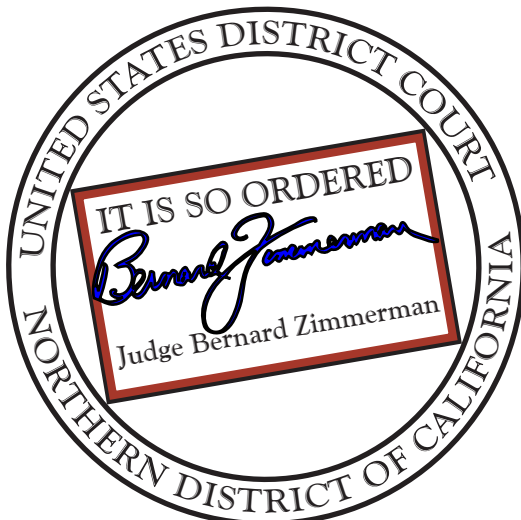
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19 TO THE CLERK OF THE COURT:
20

21 Plaintiff requests that this matter be dismissed, in it's entirety, without prejudice.

22 DATED: July 30, 2008

MEZZETTI LAW FIRM, INC.

23
24 BY 
25 ROBERT L. MEZZETTI II



DATED: 8/12/2008